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CLERK US DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIABY g DEPUTY

BONITA P. MARTINEZ, ESQ., SBN 153346  
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ATTORNEY FOR PLAINTIFF,  
DELIA V. OPINION

NUNC PRO TUNC

JUL 23 2008

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

DELIA V. OPINION,  
PLAINTIFF,

VS.

UNITED STATES NAVY & MARINE  
CORPS; SUSAN OTTOBRE, BONITA  
DAVID, MARK BURHART; JACK  
FLANAGAN; MICHAEL THOMAS, RUBEN  
QUINONEZ, REMY SONGCO, ZENAIDA  
KASPICK, SANDBERG & SIKORSKI,  
MARIFI SZUMONSKI, LIGAYA DAVIS  
AND DOES 1 THROUGH  
10, INCLUSIVE,

DEFENDANTS.

) CASE NO.: 3:08-CV-00944-BEN-NLS

)

) PLAINTIFF DELIA OPINION'S  
) REQUEST FOR AN EXTENSION OF TIME  
) TO SERVE DEFENDANTS IN THIS  
) CASE.

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Plaintiff, Delia Opinion, respectfully request an extension of time to serve the summons and complaint in this case. Plaintiff has been unable to serve all the defendants and needs additional time to amend the complaint to add an essential party to this action, Donald C. Winter, Secretary of the Navy. This request is being made pursuant to Rule 4 (4) Extending Time:

The court must allow a party a reasonable time to cure its failure to:

Extend Time for Service of Summons and Complaint -

VIA FAX

1 (A) serve a person required to be served under Rule 4(i)(2), if the party has served  
2 either the United States attorney or the Attorney General of the United States; or

3 (B) serve the United States under Rule 4(i)(3), if the party has served the United  
4 States officer or employee.

5 3) Officer or Employee Sued Individually.

6 To serve a United States officer or employee sued in an individual capacity for an  
7 act or omission occurring in connection with duties performed on the United  
8 States' behalf (whether or not the officer or employee is also sued in an official  
9 capacity), a party must serve the United States and also serve the officer or  
employee under Rule 4(e), (f), or (g).

10 In accordance to the foregoing statements pursuant to Rule 4, plaintiff  
11 requests an extension of time until August 21, 2008 to serve the complaint and  
12 summons.  
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15 Date 7/21/08

LAW OFFICE OF BONITA P. MARTINEZ

16 BY: Bonita P. Martinez

17 Bonita P. Martinez, Esq.  
18 Attorney for Plaintiff,  
19 Delia V. Opinion  
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